

INTERFERENCE DIGEST

Interference No. 105,341

Paper No.

Name: Shoichi Yamazaki et al.

Serial No.: 08/959,285

Patent No.

Title: Head-up display device with rotationally asymmetric curved surface

Filed: 10/24/97

Interference with Takahashi

DECISION ON MOTIONS

Administrative Patent Judge, _____ Dated, _____

FINAL DECISION

Board of Patent Appeals and Interferences, _____ Dated, _____

Court, _____ Dated, _____

REMARKS

This should be placed in each application or patent involved in interference in addition to the interference letters.



UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES
BOX INTERFERENCE, WASHINGTON, D.C. 20231

MAILED

JAN 18 2006

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Filed by: Judge Richard E. Schafer
Telephone: 571-272-9797
Facsimile: 571-273-0042

Applicants: YAMAZAKI
Application No.: 08/959,285
Filed: 10/24/97
For: Head-up display device with rotationally
asymmetric curved surface

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,341.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/ss/ Richard E. Schafer
RICHARD E. SCHAFER
Administrative Patent Judge

Paper 1

Mail Stop Interference
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Filed January 18, 2006

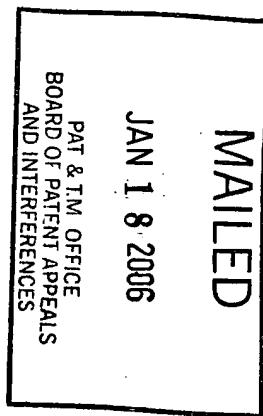
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Olympus Optical Co., Ltd.,
Junior Party
(Patent 5,701,202
Named Inventor: Koichi Takahashi)

v.

Canon Kabushiki Kaisha,
Senior Party
(Application 08/959,285
Named Inventors: Shoichi Yamazaki and Takeshi Nishimura).



Patent Interference No. 105,341 (RES)
(Technology Center 2800)

DECLARATION - Bd.R. 203(d)¹

Part A. Declaration of interference

An interference is declared (35 U.S.C. § 135(a)) between the above-identified parties.

Details of the application(s), patent (if any), reissue application (if any), count(s) and claims designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this DECLARATION.

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¹ "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

Part B. Judge managing the interference

Administrative Patent Judge Richard E. Schafer has been designated to manage the
conference. 37 CFR § 41.104(a).

Part C. Standing order

A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION.

The STANDING ORDER applies to this interference.

Part D. Initial conference call

A telephone conference call to discuss the interference is set for 2:00 p.m. on March 13, (the Board will initiate the call).

No later than **two business days** prior to the conference call, each party shall file and serve ¶ 10.1 & 105) a list of the motions (37 CFR §§ 41.120 & 204; SO ¶¶ 104.2.1, 120 & 204) the intends to file.

A schedule for taking action during the motion phase is set in a separate order. Counsel are urged to discuss the schedule prior to the conference call and to agree on dates for taking action. A typical motion period lasts approximately eight (8) months. Counsel should be prepared to identify any request for a shorter or longer period.

Part E. Identification and order of the parties

Junior Party

Named inventors: Koichi Takahashi

Involved/Patent: Patent 5,701,202

Title: Head or Face Mounted Image Display Apparatus

Assignee: Olympus Optical Co., LTD.

Senior Party

Named Inventors: Shoichi Yamazaki and Takeshi Nishimura
Involved Application: Application 08/959,285
Title: Head-Up display device with Rotationally Asymmetric Curved Surface
Assignee: Canon Kabushiki Kaisha

Part F. Marking of Exhibits and settlement discussions

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. 37 CFR § 41.154(c)(1); SO ¶ 154.2.1. The senior party is responsible for initiating settlement discussions. SO ¶ 126.1.

Part G. Count and claims of the parties

The claims of the parties are:

Olympus: 1-33

Canon: 27-61, 71-119

Count 1

Claim 4 of Patent 5,701,202.

The claims of the parties which correspond to Count 1 are:

Olympus: 4-20, 28-33

Canon: 29-45, 56-61, 80-96, 107-112

The parties are accorded the following benefit for Count 1:

Olympus: None

Canon: Application 08/478,688; June 7, 1995

Count 2

Claim 1 of Patent 5,701,202.

The claims of the parties which correspond to Count 2 are:

Olympus: 1-3, 21-27

Canon: 27, 28, 46-55, 71-79, 97-106, 113-119

The parties are accorded the following benefit for Count 2:

Olympus: None

Canon: Application 08/478,688; June 7, 1995

The claims of the parties which do not correspond to any count, and therefore are not involved in the interference, are:

Olympus: None

Canon: None

1 **Part H. Heading to be used on papers**

2 The following heading must be used on all papers filed in this interference, see SO ¶106.1.1:

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

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Junior Party
(Patent 5,701,202
Named Inventor: Koichi Takahashi)

v.

Canon Kabushiki Kaisha,
Senior Party
(Application 08/959,285
Named Inventors: Shoici Yamazki and Takeshi Nishimura).

Patent Interference No. 105,341 (RES)
(Technology Center 2800)

22 **Part I. Order form for requesting file copies**

23 When requesting copies of files, use of SO Form 4 will greatly expedite processing of the
24 request. Please attach a copy of Parts G and H of this DECLARATION with a hand-drawn circle
25 around the patents and applications for which a copy of a file wrapper is requested.

/Richard E. Schafer/
Administrative Patent Judge

Enc:

Copy of STANDING ORDER
Copy U.S. Patent 5,701,202
Copy of claims of Application 08/959,285

Revised 3 January 2006

cc (via overnight delivery):

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